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06 UNITED STATES DISTRICT COURT  
07 WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

08 UNITED STATES OF AMERICA, ) CASE NO. CR04-512-MJP  
09 Plaintiff, )  
10 v. ) SUMMARY REPORT OF U.S.  
11 JAMES KENT WALTER, ) MAGISTRATE JUDGE AS TO  
12 Defendant. ) ALLEGED VIOLATIONS  
OF SUPERVISED RELEASE  
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14 An initial hearing on supervised release revocation in this case was scheduled before me  
15 on April 28, 2006. The United States was represented by AUSA Tessa Gorman and the defendant  
16 by Catherine Chaney. The proceedings were digitally recorded.

17 Defendant had been sentenced on or about November 28, 2005 by the Honorable Marsha  
18 J. Pechman on a charge of Conspiracy to Commit Bank Fraud, and sentenced to time served, 5  
19 years supervised release. An amended judgment was filed on February 1, 2006. (Dkt. 289.)

20 The conditions of supervised release included the standard conditions plus the requirements  
21 that defendant cooperate in the collection of DNA, no firearms, submit to drug testing as specified,  
22 participate in a substance abuse treatment program, submit to search, participate in a mental health

01 program, pay restitution in the amount of \$35,200, provide access to any requested financial  
02 information, allow probation officer to inspect personal computer, report all software and new  
03 software purchases, consent to monitoring of computer, no new credit without permission, do not  
04 obtain identification documents in any but true name, electronic home monitoring for up to 180  
05 days, and take all prescribed medications.

06 In an application dated April 21, 2006 (Dkt 366), U.S. Probation Officer Michael S. Larsen  
07 alleged the following violation of the conditions of probation:

08 1. Failure to complete electronic home monitoring program, as directed by the  
09 probation officer, in violation of the special condition requiring him to complete up to 180 days  
10 of electronic home monitoring.

11 Defendant was advised in full as to the charge and as to his constitutional rights.

12 Defendant admitted the alleged violation and waived any evidentiary hearing as to whether  
13 it occurred.

14 I therefore recommend the Court find defendant violated his supervised release as alleged,  
15 and that the Court conduct a hearing limited to the issue of disposition. The next hearing will be  
16 set before Judge Pechman.

17 Pending a final determination by the Court, defendant has been detained.

18 DATED this 28th day of April, 2006.

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21 Mary Alice Theiler  
22 United States Magistrate Judge

cc: District Judge: Honorable Marsha J. Pechman  
AUSA: Tessa Gorman  
Defendant's attorney: Catherine Chaney  
Probation officer: Michael J. Larsen